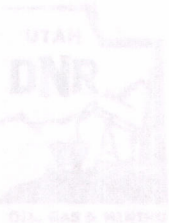


RECEIVED

AUG 04 2015

DIV. OF OIL, GAS & MINING



Application for Bond Release

Settlement Agreement for Payment of Civil Penalties
Moss Rock Products LLC, Klingon Rock Operations
Permit Number S/049/0060

Whereas on November 1, 2007, the Utah Division of Oil, Gas and Mining (Division) issued Cessation Order MC-07-01-15 for conducting mining operations without first obtaining a reclamation surety.

Whereas the Division issued a civil penalty in the amount of \$1430.00 associated with Cessation Order MC-07-01-15, and this civil penalty has not been paid.

Whereas the deadline for appealing the fact of the Cessation Order and the civil penalty has lapsed.

Whereas the permit fees totaling \$450.00 (\$150.00 each year) were not paid and are still owing for the years 2010, 2012, and 2013.

Whereas the Division continues to hold a cash reclamation surety from Moss Rock Products in the amount of \$2500.00 plus \$287.35 interest as of May 31, 2015.

Whereas the Notice of Intention to Commence Small Mining Operations (Notice) for the Klingon Rock Operations quarry mine has now been withdrawn and another entity has submitted a Notice and reclamation surety for the area of the Klingon operations making it unnecessary for the Division to continue holding the surety from Moss Rock Products LLC.

And whereas the Division is willing to accept a portion of the remaining cash reclamation surety as payment for the civil penalty of \$1430.00 and permit fees of \$450.00 totaling \$1880.00.

I, Vern Tharp, agree to relinquish \$1880.00 of the remaining reclamation surety in payment for the civil penalty and permit fees enumerated above. Upon acceptance of this agreement, the Division will release the remaining amount, \$620.00, plus interest.

Signature

A handwritten signature in blue ink, appearing to read "A. V. Tharp, Jr.", is written over a horizontal line.

A. V. THARP, JR.

Date

21 JUL 15



Application for Bond Release

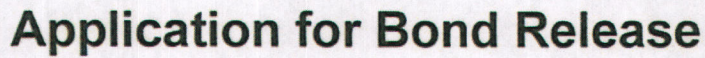
Operator/Permittee: Moss Rock Products, LLC	
Mine/Project Name: KLINGON ROCK OPERATIONS	Permit ID#: 5/049/0060
Permitted Acres:	
Reason for Bond Release: CRASED OPERATIONS	
Amount of Existing Surety: \$2,500	
Amount of Surety requested for release: \$2,500	
Partial Release of a <u>portion</u> * of the mine site: Acres Regraded: Specify Area:	Partial Release of <u>entire</u> mine site: (Backfilling and grading are completed) Acres:
Full Release of a <u>portion</u> * of the mine site: Acres to be released: Specify Area:	Full Release of <u>entire</u> mine site: (Vegetation is established and has survived three growing seasons.) Acres to be released: 5 ACRES
*For a bond release on a portion of the mine site, submit an updated map removing the released area from the disturbed or bonded area.	



Application for Bond Release

Reclamation practices must be completed in accordance with R647-2-109, or R647-3-109, or R647-4-111 as applicable.

Have any shafts and tunnels been permanently sealed?	Yes <input type="checkbox"/> No <input type="checkbox"/>	N/A
Disposal of debris & other materials incident to mining	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Public safety notifications such as posted signs or fences/barriers above high walls	Yes <input type="checkbox"/> No <input type="checkbox"/>	N/A
Drainages, reestablished & stable	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Structures demolished and deleterious materials disposed of	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Erosion Controlled	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Slopes, waste piles, fills regraded	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Highwalls stabilized to an angle of 45° or less	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Meets Post mining Land Use (Indicate Land use)	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Roads and/or pads have been reclaimed	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Dams, Impoundments, Ditches, Pits reclaimed	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Topsoil redistributed – amendments added	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
Vegetation meets 70% of the pre-mining cover?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
<p><i>Note: For Final Bond Release vegetation must meet 70% of premining cover and has survived three years for or has survived one year growing season to maintain small mine status.</i></p>		
Plugging of boreholes	Yes <input type="checkbox"/> No <input type="checkbox"/>	N/A
<p>If Answer is Yes, please fill out page 3 of this form</p>		
<p>DESCRIPTION of RECLAMATION ACTIVITIES COMPLETED (Describe any variance(s) that have been granted, date activity completed)</p> <p style="text-align: center;">N/A</p>		



I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments and obligations, herein.

Date _____

Bond Adjustment: from (\$)
to \$